

FOR PUBLICATION

ORDER

**IN THE DISTRICT COURT OF THE VIRGIN ISLANDS
DIVISION OF ST. CROIX
APPELLATE DIVISION**

C&C CONSTRUCTION AND MAINTENANCE, INC.,)	
)	
)	D.C. Civ. APP. NO. 2002/0093
)	Consolidated 2003/0023
Appellant, Cross-Appellee,)	Re: Sup.Ct.Civ.No. 849/1994
)	
v.)	
)	
JUAN NALES-MARTINEZ,)	
)	
Appellee, Cross-Appellant.)	
)	

On Appeal from the Superior Court of the Virgin Islands
Superior Court Judge: Maria M. Cabret

**Considered: December 19, 2008
Filed: July 15, 2011**

BEFORE: **RAYMOND L. FINCH**, Judge of the U.S. District Court of the Virgin Islands; **JUAN R. SANCHEZ**, Judge of the U.S. District Court, Eastern District of Pennsylvania, sitting by designation; and **BRENDA J. HOLLAR**, Judge of the Superior Court of the Virgin Islands, sitting by designation.

ATTORNEYS:

Charles E. Engeman, Esq.
St. Thomas, U.S.V.I.
Attorney for Appellant, Cross-Appellee,

Eszart A. Wynter, Esq.
St. Croix, U.S.V.I.
Attorney for Appellee, Cross-Appellant.

C&C Construction and Maintenance Inc. v. Juan Nales-Martinez
D.C. Civ. App. No. 2002-0093 & 2003-0023 ORDER
Finch, R., delivered the majority opinion
Hollar, J., concurred in part and dissented in part
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ORDER

AND NOW for reasons more fully stated in a Memorandum Opinion filed on even date. It is hereby,

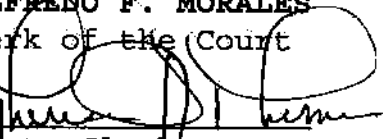
ORDERED that the Superior Court's summary judgment determination is **AFFIRMED**. It is further

ORDRED that the Superior Court's directed verdict determination is **AFFIRMED in PART** and **REMANDED in PART**.

SO ORDERED this 15th day of July 2011.

ATTEST:

WILFREDO F. MORALES
Clerk of the Court

By: 
Deputy Clerk

Copies (with accompanying Memorandum Opinion) to:

Charles E. Engeman, Esq.
Eszart A. Wynter, Esq.
Hon. Raymond L. Finch
Hon. Brenda J. Hollar
Hon. Juan R. Sanchez
Hon. Darryl Dean Donohue
Venetia H. Velazquez, Clerk of the Court
Queen Terry, Esq.